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Tarrant County Texas

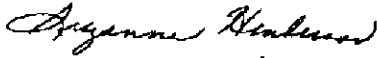
2009 May 13 11:24 AM

Fee: \$ 20.00

Submitter: SIMPLIFILE

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2 Pages



Suzanne Henderson

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED OF RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

AMENDMENT OF OIL, GAS, AND MINERAL LEASE

State: Texas
County: Tarrant
Lessor: Robert J. Hutchison, a single person
Lessee: XTO Energy Inc.
Effective Date: June 22, 2005

WHEREAS, on June 22, 2005, Lessor, named above, executed and delivered that certain Oil, Gas, and Mineral Lease (the "Lease") to Lessee, named above, which Oil, Gas and Mineral Lease was recorded on September 16, 2005, as Tarrant County Clerk's Document No. D205275239, Official Public Records, Tarrant County, Texas, and

WHEREAS, at the time the Lease was entered into, the description of the lands contained in the Lease was believed by Lessor and Lessee to cover, and was intended by them to cover, certain lands owned by Lessor, and

WHEREAS, since the execution and delivery of the Lease, it has been discovered that the description of lands contained in the Lease does not adequately describe the lands Lessor intended to lease to Lessee. Lessor and Lessee desire to amend and correct the description of lands contained in the Lease to accurately identify the lands to be covered by the Lease, and

WHEREAS, the Lease states that for the purpose of determining the amount of any bonus or other payment hereunder, said land shall be deemed to contain 0.8 acres, whether actually containing more or less, and the recital of acreage in any tract shall be deemed to be the true acreage thereof, and

NOW, THEREFORE, for adequate consideration, and the further consideration of the obligations and agreements contained in the Lease, Lessor acknowledges and agrees that the Lease shall cover, and the Lease is amended, so that it now covers the following lands in the county and state named above:

0.7079 acres of land, more or less, out of the Margaret Rockerfellow Survey, A-1267, Tarrant County, Texas, and being the same land described in a corrected Warranty Deed dated May 31, 2005, from Michael Walkenhorst to Robert J. Hutchison, recorded as Document No. D205356639, Official Public Records, Tarrant County, Texas.

AND NOW, THEREFORE, the Lessor acknowledges and agrees that the Lease shall state that for the purpose of determining the amount of any bonus or other payment hereunder,

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said land shall be deemed to contain 0.7079 acres, whether actually containing more or less, and the recital of acreage in any tract shall be deemed to be the true acreage thereof, and

NOW, THEREFORE, Lessor ratifies, adopts, and confirms the Lease extends the Lease and the Memorandum to cover the lands described in this Amendment as if the description of lands set out above had been originally included in the Lease. Lessor grants, leases, and lets to Lessee, its successors and assigns, the lands described in this Amendment for the purposes and upon the terms, conditions, and provisions contained in the Lease.

This Amendment shall be binding for all purposes on Lessor and Lessor's successors, heirs and assigns.

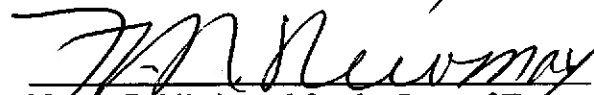
This Amendment is signed by Lessor and Lessee as of the date of the acknowledgment of his signatures below, but is effective for all purposes as of the Effective Date stated above.

LESSOR


Robert J. Hutchison

THE STATE OF TEXAS §
 §
COUNTY OF TARRANT §

This instrument was acknowledged before me on the 5th day of May, 2009, by **Robert J. Hutchison**.


Notary Public in and for the State of Texas

